

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

UNITED STATES OF AMERICA

Case No. 5:23-cr-00006

v.

HECTOR MANUEL ESPINSOA

**RESPONSE BY THE ACCUSED TO THE GOVERNMENT'S
MOTION TO EXTEND DEADLINE AND CONTINUE HEARING**

Comes now the Accused, by Counsel, in response to the government's Motion To Extend Deadline and Continue Hearing, ECF No. 250, and states as follows:

1. The Accused does not object to extending the government's deadline to respond to the Accused's Motion for a New Trial.
2. The Accused objects to continuing the June 20 hearing on the grounds stated by the government. The government in a letter dated May 16, attached hereto as Exhibit One, demands production of certain items citing Federal Rules of Criminal Procedure 16 and 26.2 and citing § 18 U.S.C. 3500 as authority in support of its demand. However, none of the cited authorities requires the Accused to produce the requested items at this time. Indeed, Rule 16(b)(2)(B) expressly exempts statements made to

counsel or his agent by a prospective defense witness from the purview of the Rule.

Respectfully submitted,

HECTOR MANUEL ESPINSOA

By Counsel

/s/ Aaron L. Cook
Counsel for the Accused

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of May, 2025, I electronically filed the foregoing with the Clerk of Court using the CM/ECF System which will send notification of such filing to all parties.

/s/ Aaron L. Cook
Counsel for the Accused